

HOUSE BILL 866

By Mumpower

AN ACT to amend Tennessee Code Annotated, Section 40-28-103, relative to the board of probation and parole.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-28-103, is amended in subsection (a) by deleting the language "who shall be appointed by the governor, and that" and by substituting instead the language and punctuation ". The board".

SECTION 2. Tennessee Code Annotated, Section 40-28-103, is further amended by designating the existing language of subsection (b) as subdivision (b)(1) and by adding the following new subdivisions thereto:

(2) After the effective date of this act, members to the board shall be selected as follows:

(A) One (1) member shall be selected by the speaker of the senate;

(B) One (1) member shall be selected by the speaker of the house of representatives;

(C) One (1) member shall be selected jointly by the speaker of the senate and the speaker of the house of representatives; and

(D) Four (4) members shall be selected by the governor.

(3) Members of the board appointed after the effective date of this act shall be appointed in the following order as vacancies on the board occur:

(A) By the speaker of the senate;

(B) By the speaker of the house of representatives;

(C) Jointly by the speaker of the senate and the speaker of the house of representatives; and

(D) Members selected by the governor.

SECTION 3. Tennessee Code Annotated, Section 40-28-103, is further amended in subsection (d) by deleting the language "by the governor" and by substituting instead the language "by the appointing authority".

SECTION 4. Tennessee Code Annotated, Section 40-28-103, is further amended by adding the following language to the end of subsection (d), as amended:

Persons selected to fill a vacancy of a member of the board before the expiration of such member's term shall, upon the expiration of such term, serve for an additional six-years.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.